

Mr. Kinada Dixon

13-A-2696

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USDC SDNY

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DOC #:

DATE FILED: 11/22/2019

PRO SE OFFICE

CASE NAME: DIXON v. LAMANA

DOCKET #18cv8285

District Judge: KPF

Magistrate Judge: SN

Oct. 30th, 2019

RE: Response to the court's Oct. 17th, 2019 court order.

DEAR, Madam

Greetings, I humbly ~~to~~ bring to your attention that the petitioner is in receipt of your honor's order and is still making ~~any~~ any and every attempt to fully exhaust all state remedies available. The continuous hurdle the petitioner remains faced with is dilatory tactics by the Bronx Co. District Attorney's office in terms of responsive documents that are much for effective litigation, moreover, these tactics have also forced the petitioner to exceed mandated time constraints. Also, in this ~~event~~ ^{time} of this letter the petitioner's facility is currently under a security lockdown and not sure when it may subside.

In closing, the petitioner needs for the Bronx Co. Dist. Attorney's record access officer to provide a determinative decision in order to move to the next available course of action, delegating its responsibility to another officer in time to restrict the time clock should not be preferred practice.

Submitted Respectfully

Petitioner has not filed a 440.10 motion by the deadline set in the Court's May 23, 2019 Order granting Petitioner's second request for an extension of time to do so. Accordingly, the Court lifts the stay and Petitioner may file a reply brief, if any, by December 30, 2019. The Court does not anticipate granting an extension of time to this deadline absent a demonstration of good cause by a request filed well in advance of the deadline.

SO ORDERED.


SARAH NETBURN
United States Magistrate Judge

November 22, 2019
New York, New York

CC: Kimada Dixon (*By Chambers*)
DIN No. 13-A-2696
Green Haven Correctional Facility
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